



GALVESTON COUNTY, TEXAS

COMMISSIONERS COURT 722 Moody, County Courthouse, Galveston, TX 77550 (409) 766-2244

Mark Henry Ryan Dennard Joe Giusti Stephen Holmes Ken Clark
County Judge Commissioner, Precinct 1 Commissioner, Precinct 2 Commissioner, Precinct 3 Commissioner, Precinct 4

AGENDA

September 1, 2015 – 1:30 PM

CONSENT AGENDA: ALL ITEMS MARKED WITH A SINGLE ASTERISK (*) ARE PART OF THE CONSENT AGENDA AND REQUIRE NO DELIBERATION BY THE COMMISSIONERS COURT. ANY COMMISSIONERS COURT MEMBER MAY REMOVE AN ITEM FROM THIS AGENDA TO BE CONSIDERED SEPARATELY.

In accordance with the provisions of the Americans with Disabilities Act (ADA), persons in need of a special accommodation to participate in this proceeding shall, within three (3) days prior to any proceeding contact the County Judge's office at 722 Moody, Galveston, Texas 77550 (409) 766-2244.

REGULARLY SCHEDULED MEETING

Call to Order

Invocation and Pledge of Allegiance

Consent Agenda

- *1. Submitted by the Auditor's Office:
 - a. Approval of the Accounts Payable Checks dated 8/25/15 and 9/1/15
 - b. Order for Payroll period ending 8/26/15 Bi-Weekly #18
 - c. Order for Supplemental Payroll period ending 8/26/15 Bi-Weekly #18
 - d. Order for monthly Health Insurance Claims made by Boon Chapman for month ending 7/31/15
 - e. Order for monthly Indigent Healthcare Fund made by Boon Chapman for month ending 7/31/15
 - f. Internal Audit Report of the cash count and inventory of Constable Precinct 2 - Santa Fe
 - g. Internal Audit report of the FY2015 County Clerk Fee Audit for period covered 5/1/14 - 4/30/15 and attached is the response letter from Honorable Dwight D. Sullivan dated 8/12/15
 - h. Order for monthly Workers' Compensation Claims made by The Littleton-

Group for month ending 7/31/15

- *2. Receive and file *Summary of Bi-Weekly Personnel Movements pay period #17, July 30-August 12, 2015* submitted by Human Resources
- *3. Receive and file *appointment & Oath of Office for Reserve Deputy Constable* submitted by Human Resources on behalf of Constable Pct. 7
- *4. Receive and file *notice pursuant to H.B. 3059, Section 366.005 of Texas-New Mexico Power Company providing utility service to Galveston County* submitted by the County Judge.
- *5. Consideration of *nominating Kenneth Clark, Galveston County Commissioner Pct. 4 to the CUC Policy Committee for the 2016-2017 term* submitted County Legal.
- *6. Receive and file *Notice of Intent to convert the existing Camp Wallace #2, located in the Franks (Weiting, Upper) Field, Galveston County, Texas into a saltwater disposal well* submitted by the County Clerk.
- *7. Receive and file *Refund Check List from Odyssey* submitted by the District Clerk.
- *8. Receive and file *2016- 2017 budget allocations from the Texas Department of Criminal Justice – Community Justice Assistance Division for Galveston County Community Supervision and Corrections Department according to Local Government Code 140.004.* submitted by Adult Probation.
- *9. Receive and file *supplemental funds for the District Attorney to offset additional Retirement Contribution deduction* submitted by District Attorney.
- *10. Receive and file *Order Lifting Outdoor Burn Ban in All Unincorporated Areas of Galveston County, Texas issued by the County Judge on August 20, 2015* submitted by County Legal.
- *11. Receive and file *Galveston County Community Supervision and Corrections Department contracts for sex offender treatment providers for adult offenders* submitted by Adult Probation:
 - a. Fredick Manuel
 - b. Rosslyn Granger
 - c. O'Brien Counseling Services, Inc.
- *12. Consideration of *approval for Drobo Annual Support Renewal with CDW Government* submitted by Information Technology.

- *13. Consideration of *approval for Backup & Disaster Recovery Assessment (Appassure) with Logical Front* submitted by Information Technology.
- *14. Consideration of *approval for renewal of separate Comcast Service Orders for Business Class Internet with Comcast of Houston, LLC* submitted by Information Technology.
- *15. Consideration of *acceptance of a Time Extension for the Galveston County 61st Street Boat Ramp Renovation Project from the Texas Parks and Wildlife Department and approve County Judge's signature on required document* submitted by the Grants Manager.
- *16. Consideration of approval of *Construction Contract for the Lee & Joe Jamail Bay Park, which specifically includes the FEMA SRIA Project for the 61st Street Boat Ramp* submitted by the Grants Manager.
- *17. Consideration of *approval of granting a reduction of a permit fee (Facility Permitting Policy, Section 5.1.2 and 5.1.3) for the Santa Fe Chamber of Commerce for use of Runge Park for the Santa Fe Heritage Festival on Saturday, November 14, 2015,* presented by the Parks & Cultural Services Department.
- *18. Consideration of *authorizing the County Judge to sign a contract for election services between Galveston County Elections and the Galveston Independent School District to conduct its November 2015 Trustees Election* submitted by the County Clerk.
- *19. Consideration of *authorizing the County Judge to sign, on behalf of the Elections Division, a contract for Election Services between the Texas City ISD and Galveston County Elections relating to Texas City ISD's holding a TRE election in November* submitted by the County Clerk.
- *20. Request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors* submitted by the Tax Assessor/Collector:

a.	R118480	Futayyeh, Susan	2013-2014	\$342.95	(Refund)
	R118480	Futayyeh, Susan	2013-2014	\$112.56	(Waive)
	R121068	Woods, Tarris	2014	\$141.42	(Refund)
	R121068	Woods, Tarris	2014	\$58.85	(Waive)

- *21. Request for *Waiver or Refund of Penalty and Interest Due to Clerical Errors by the USPS as Recommended by Penalty & Interest Review Committee in Accordance with County Policy* submitted by the Tax Assessor/Collector:

a.	R123687	LB Beach Company Inc	2014	\$1,209.98	(Refund)
	R123687	LB Beach Company Inc	2014	\$545.59	(Waive)
	R365186	Stephens, Suzanne Larko	2014	\$286.21	(Refund)

R365186	Stephens, Suzanne Larko	2014 \$119.06	(Waive)
R163581	Autozone, Inc	2014 \$385.21	(Waive)

- *22. Consideration for *authorization to extend the contract on the following RFP* submitted by the Purchasing Agent:
 - a. RFP #B132010 County of Galveston Guardianship Program
- *23. Consideration for *authorization for a price increase on the following RFP* submitted by the Purchasing Agent:
 - a. RFP #B132013 Food Service for the Galveston County Jail
- *24. Consideration for *authorization to use DIR pricing to procure Data Domain 2500 upgrade items for Information Technology's use* submitted by the Purchasing Agent.
- *25. Consideration for *authorization to issue a formal solicitation for the following bid* submitted by the Purchasing Agent:
 - a. CDBG Round 2-Real Property Sales-September 2015
- *26. Consideration for *authorization to issue a formal solicitation to upgrade SharePoint servers (farms/environments) from version 2010 to version 2013* submitted by the Purchasing Agent.
- *27. Consideration of *approval for the extension of SRL contract # 12000114417 with the Texas Water Development Board* submitted by the Housing Department.
- *28. Consideration of *approval for the extension of SRL contract # B091014 with Tetra Tech LLC.* submitted by the Housing Department.
- *29. Consideration of *accepting right of way deed on Parcel 146 required for the F.M. 646 Project* submitted by Right of Way.
- *30. Consideration of *authorizing issuance of check to cover 50% of relocation expenses due Cowboy Novelties, Inc., which was displaced by Parcel 145 right of way taking* submitted by Right of Way.
- *31. Consideration of *approval of application from Faith Marasco for partial replat of Maryland Subdivision* submitted by the County Engineer.
- *32. Consideration of *application from Alan Cramer, President of Alan Cramer Investments, Inc. to convey portions of Lots 2, 3, and 4, Noisy Waves on Bolivar Peninsula by metes and bounds without revising the plat* submitted by the County Engineer.
- *33. Consideration of *application from Rondel Cole, Vice President of Mainsail Developers-*

to convey portions of the west 1/2 of lots 45, 46, 47 and 48 in Block 159-A of San Leon Townsites on the mainland by metes and bounds without revising the plat submitted by the County Engineer.

- *34. Consideration of *approval of agreement with DSW Homes, LLC. for renovation of 823 Grand Avenue, Bacliff*, submitted by the County Architect.
- *35. Consideration for *execution of contract between Galveston County and El Dorado Paving Company, Inc. for the Lawrence Road Street Improvement Project* submitted by the CDBG Project Coordinator.

Action Agenda

36. **Commissioner, Precinct 1**

- a. Consideration of authorizing County Judge to execute a license agreement for the use of the Bolivar Beaches Logo between the County of Galveston and the Bolivar Peninsula Chamber of Commerce.

37. **County Architect**

- a. Consideration of selection of Manning Engineering Corporation to provide Windstorm Inspection and Certification for several buildings requested by TWIA.

38. **County Judge**

- a. Consideration of granting authority to County Judge to sign Resale Deed on the following tax foreclosed property submitted by the County Judge:
 - 1. **CAD#: 5182-0271-0004-000**

39. **Emergency Management**

- a. Consideration of approval of Memorandum of Understanding among The American Society for the Prevention of Cruelty to Animals, the Galveston County Health District, and the County of Galveston relating to Domestic Animals in Times of a Declared Disaster, and authorization for County Judge to execute same.

40. **Juvenile Justice**

- a. Consideration of approval of Funding Parameters, Interlocal Cooperation Agreement and Memorandum of Understanding for operation of the Galveston County Juvenile Justice Alternative Education Program for the 2015-2016 School Year, and authorization for County Judge to execute said Interlocal-

Cooperation Agreement and Memorandum of Understanding.

41. **Professional Services**

- a. Consideration of approval of the following Budget Amendments:
 - 1. **Fleet Management-** Request transfer from Allocation Auto Fuel Expense to Vehicle Make Ready account in the Fleet Management Department
 - 2. **212th District Court-** Request transfer from travel and education to supplies and materials for the 212th District Court
 - 3. **County Court #2-** Request transfer from supplies and materials to travel and education for County Court #2

42. **Purchasing**

- a. Consideration of authorization of awarding a bid on the following:
 - 1. Bid #B151024 Bayview Municipal Utility District Water and Sewer Generators
 - 2. Bid #B152019 Vehicle Collision & Body Repair

43. **County Legal**

- a. **Break into Executive Session:**
- b. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to DJ # 204-74-343, The United States of America and Galveston County, Texas under the Americans with Disabilities Act.
- c. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly-

conflicts with the Open Meetings Act relating to 14-CV-1289, Bonnie Quiroga v. Galveston County, in the 212th Judicial District Court.

- d. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 15-CV-0583, The Hon. Lonnie Cox V. The Hon. Mark Henry, County Judge of Galveston County in the 56th Judicial District Court.
- e. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to 3:14-CV-300, Kyle Springer v. Unknown Rekoff, et. al., in the United States District Court for the Southern District of Texas.
- f. **Executive Session:** Texas Government Code Section 551.071, Consultation with Attorney: the Commissioners Court will enter into an executive session as permitted under the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, pursuant to Section 551.071 of the Government Code: to seek the advice of its attorney about pending or contemplated litigation or on a matter in which the duty of the attorney to the County under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act relating to performance issues in the Galveston County Severe Repetitive Loss Elevation Program.
- g. **Reconvene Into Regularly Scheduled Meeting.**
- h. Consideration of authorizing County Judge to execute a Project Civic Access Settlement Agreement with the United States of America, DJ #204-74-343.

Adjourn

WORKSHOP AGENDA

1. Discussion and update on the museum exhibit hall renovation presented by the Parks Department.

2. Intake Proposal presented by the Jail Population Impact Coordinator
3. Budget Workshop discussion

Appearances before Commissioners Court

A speaker whose subject matter as submitted relates to an identifiable item of business on this agenda will be requested by the County Judge or other presiding court members to come to the podium where they will be limited to three minutes (3). A speaker whose subject matter as submitted does not relate to an identifiable item of business on this agenda will be limited to three minutes (3) and will be allowed to speak before the meeting is adjourned. Please arrive prior to the meeting and sign in with the County Clerk.

Executive Sessions

The Galveston County Commissioners Court may recess into closed meeting (Executive Session) on any item listed on this agenda if the Executive Session is authorized under the Open Meetings Act pursuant to one or more the following exceptions: Tex. Gov't Code §§ 551.071 (consultation with attorney), 551.072 (deliberation regarding real property), 551.073 (deliberation regarding a prospective gift or donation), 551.074 (personnel matters), 551.0745 (personnel matters affecting County advisory body), 551.076 (deliberation regarding security devices or security audits), and/or 551.087 (deliberations regarding economic development negotiations). The Presiding Officer of the Commissioners Court shall announce the basis for the Executive Session prior to recessing into Executive Session. However, the Commissioners Court may only enter into the Executive Session on any agenda item for which a separate Executive Session has not been separately posted if, prior to conducting the Executive Session, a majority of the Commissioners Court votes to go into Executive Session. This motion requirement does not apply to any agenda item that has been previously noticed to constitute or include an Executive Session.
